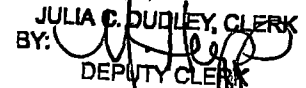


## UNITED STATES DISTRICT COURT

for the

Western District of Virginia

NOV 30 2015

JULIA C. DUDLEY, CLERK  
BY:   
DEPUTY CLERKUnited States of America  
v.  
MITCHEL LEE FONVILLE, JR.Date of Previous Judgment: 12/02/2010  
(Use Date of Last Amended Judgment if Applicable)

Case No: 4:10cr00003-003

USM No: 14486-084

Defendant's Attorney

## Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 78 months is reduced to 63 months\*.

## I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

|   |  |
|---|--|
| Previous Offense Level: 27                | Amended Offense Level: 25                |
| Criminal History Category: II             | Criminal History Category: II            |
| Previous Guideline Range: 78 to 97 months | Amended Guideline Range: 63 to 78 months |

## II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.  
☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.  
☐ Other (explain):

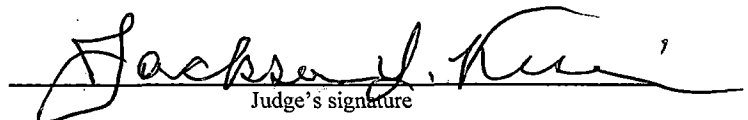
## III. ADDITIONAL COMMENTS

\* Defendant is hereby sentenced to 63 months, but not less than time served. Defendant's sentence consists of 63 months on each of Counts I and III, to be served concurrently.

Except as provided above, all provisions of the judgment dated 12/02/2010 shall remain in effect.

IT IS SO ORDERED.

Order Date: 11/30/2015

  
 Judge's signature

 Effective Date: \_\_\_\_\_  
 (if different from order date)

 Hon. Jackson L. Kiser, Senior U.S. District Judge  
 Printed name and title